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9 The Honorable John C. Coughenour
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12 UNITED STATES DISTRICT COURT
13 WESTERN DISTRICT OF WASHINGTON AT SEATTLE
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16 KAREN D. SMITH,
17 Plaintiff,
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19 v.
20

21 THE BANK OF NEW YORK MELLON FKA
22 THE BANK OF NEW YORK, AS TRUSTEE
23 FOR THE BENEFIT OF THE
24 CERTIFICATEHOLDERS OF THE CWABS
25 INC., ASSET-BACKED CERTIFICATES,
SERIES 2007-SD1, and NEWREZ LLC FKA
NEW PENN FINANCIAL LLC DBA
SHELLPOINT MORTGAGE SERVICING,
MTC FINANCIAL INC., DBA TRUSTEE
CORPs, and MALCOLM & CISNEROS, A
LAW CORPORATION,

26 Defendants.

Case No.: 2:19-cv-00538-JCC

STIPULATED MOTION AND
[PROPOSED ORDER] TO EXTEND
TRIAL AND REMAINING CASE
DEADLINES

NOTED FOR HEARING:

AUGUST 24, 2020

27 After the Parties' met and conferred on August 6, 2020 to discuss extending the trial
28 and the remaining case schedule deadlines as well as dates for mediation, pursuant to Local
29 Civil Rules 7(d)(1) and 10(g), and for the following reasons, Karen D. Smith ("Plaintiff") and
30 Defendants The Bank of New York Mellon fka The Bank of New York, as Trustee for the
31 Benefit of the Certificateholders of the CWABS Inc., Asset-Backed Certificates Series 2007-

1 SDI (“BONY”), NewRez, LLC fka New Penn Financial, LLC dba Shellpoint Mortgage
 2 Servicing, (“NewRez”), MTC Financial, Inc. dba Trustee Corps, (“MTC”), and Malcolm &
 3 Cisneros, a Law Corporation (“M&C”), hereby stipulate and agree to continue the remaining
 4 deadlines in the case schedule and for a continuance of the Trial as currently set by the Court’s
 5 Order Regarding Initial Disclosures, Joint Status Report and Early Settlement (Dkt. No. 70).
 6

7 This is the second extension of the case schedule requested by the parties. This
 8 extension of deadlines is requested to allow the parties to engage in mediation prior to
 9 conducting other necessary discovery should mediation not result in a settlement between the
 10 parties. At this time, the parties intend to complete mediation by October 31, 2020 and thus
 11 they request a three month extension of the current deadlines and trial date as follows:
 12

13 The parties have entered into this stipulation and agreement to mutually cooperate in
 14 the management of this action. Accordingly, the parties hereby stipulate and agree to extend
 15 the deadlines set forth in the Order dated April 29, 2020 (Dkt. No. 70) as follows:
 16

Case Event	Deadline
Trial	A date to be determined by the court in August 2021
Trial Briefs	6/21/2021
Proposed Voir Dire/Jury Instructions	6/21/2021
Proposed Pretrial Order LCR 16(e)	6/14/2021
Plaintiff’s Pretrial Statement LCR 16(h)	4/13/2021
Defendant’s Pretrial Statement LCR 16(i)	4/20/2021
LCR 39.1 ADR Deadline	1/29/2021
Dispositive Motion Deadline (90 days before trial)	4/12/2021
Discovery Cutoff (120 days before trial)	2/26/2021
Disclosure of Expert Testimony Under FRCP 26(a)(2) due	1/4/2021

1 Dated this 24st day of August 2020.
2
3 IT IS SO STIPULATED.
4
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37 STIPULATED MOTION AND ORDER TO EXTEND
38 TRIAL AND REMAINING CASE DEADLINES – 3
39 2:19-CV-00538-JCC

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 12 of the Certificateholders of the CWABS Inc.,
 Asset-Backed Certificates, Series 2007- SD1
 13 and NewRez LLC fka New Penn Financial, LLC
 dba Shellpoint Mortgage Servicing

14 **ORDER**

16 IT IS SO ORDERED. Accordingly;

17 The Trial and case schedule are rescheduled as follows:

Case Event	Deadline
Trial	A date to be determined by the court in August 2021
Trial Briefs	6/21/2021
Proposed Voir Dire/Jury Instructions	6/21/2021
Proposed Pretrial Order LCR 16(e)	6/14/2021
Plaintiff's Pretrial Statement LCR 16(h)	4/13/2021
Defendant's Pretrial Statement LCR 16(i)	4/20/2021

LCR 39.1 ADR Deadline	1/29/2021
Dispositive Motion Deadline (90 days before trial)	3/20/2021
Discovery Cutoff (120 days before trial)	2/26/2021
Disclosure of Expert Testimony Under FRCP 26(a)(2) due	1/4/2021

The extension of the above initial discovery deadlines does not alter or modify any other rights or responsibilities of the Parties except as stated herein permitted by law or under the Federal Rules of Civil Procedure, or the Local Civil Rules.

Dated this day of August 2020.

The Honorable John C. Coughenour

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STIPULATED MOTION AND ORDER TO EXTEND
TRIAL AND REMAINING CASE DEADLINES – 5
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STIPULATED MOTION AND ORDER TO EXTEND
TRIAL AND REMAINING CASE DEADLINES – 6
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